HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No. 11307 OF 1996

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Between:

Smt.S.K.Razia Begum and six others

……Petitioners

And

The District Collector, Khammam District
and two others

……Respondents

:: ORDER ::

Counsel for the petitioners : Sri K. Vinaya Kumar

Counsel for the Respondents : Government Pleader for Assignments

Dated: 05-04-2006

In this petition, the petitioners have prayed for restraining the respondents from dispossessing them from the lands situated in Survey No.128 of Kammepalli Village, Sathupalli Mandal, Khammam District.

Learned counsel for the petitioners says that petitioner Nos.1 to 3 have already been granted pattas. He further says that the remaining petitioners desire to approach the administrative authorities for allotment of land and, therefore, they may be allowed to withdraw the writ petition.

Learned Government Pleader for Assignments says that respondent Nos.1 to 3 will not interfere with the possession of petitioner Nos.1 to 3 but the remaining petitioners do not have any semblance of right to occupy the land in question.

In view of the statements made by the learned counsel for the parties, the writ petition is disposed of in the following terms:

1) The respondents are restrained from interfering with the possession of petitioner Nos.1 to 3 for the land allotted to them in respect of which pattas have been issued by the competent authority.

2) Petitioner Nos.4 to 7 may approach the competent authority for allotment of land. If any such application is made, then the same shall be disposed of by the concerned authority within a period two months. Till then, petitioner Nos.4 to 7 shall not be dispossessed from the land in their possession.

3) If petitioner Nos. 4 to 7 do not apply for allotment of land or the applications made by them are rejected by the competent authority, then they shall not be

entitled to retain possession of the disputed land. In that event, the competent authorities shall be entitled to take all legally permissible measures for securing possession of land.

G.S. SINGHVI, CJ

05-04-2006

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